

SENATE BILL 972

By McNally

AN ACT to amend Tennessee Code Annotated, Title 36
and Title 68, relative to adoptions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-3-311, is amended by adding a new, appropriately designated subsection as follows:

(g)

(1) When a new certificate of birth has been issued for an adoptive child indicating an adoptive parent as parent of the child, the adoptive child, upon reaching the age of majority, may petition a court of competent jurisdiction for an order requiring issuance of a new certificate of birth replacing the name of the adoptive parent with the name of a deceased biological parent, if all of the following conditions are met:

(A) The adoptive child was born in wedlock in this state with the names of both biological parents stated on the original certificate of birth;

(B) Subsequently, one of the adoptive child's biological parents died, the surviving parent remarried, and the surviving biological parent's new spouse legally adopted the adoptive child; and

(C) The surviving biological parent and adoptive parent of the adoptive child subsequently divorced.

(2) If the court enters an order granting the petition authorized by this subsection (g), making specific findings of fact for each and every element of the petition, the state registrar, upon receiving a certified copy of such order, shall

prepare a new certificate of birth for the petitioner replacing the name of the adoptive parent with the name of the deceased biological parent.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.